



Corres. and Mail  
**BOX AF**

Ext of Time + Notice of Appeal  
C. Burns  
MS AF 10/08/03  
RESPONSE UNDER  
37 C.F.R. § 1.116  
EXPEDITED PROCEDURE  
EXAMINING GROUP 3663

PATENT  
4450-0370P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Sridhar Balakrishnan et al. Conf.: 3540  
Appl. No.: 09/677,344 Group: 3663  
Filed: October 2, 2000 Examiner: CUNNINGHAM  
For: THREE STAGE OPTICAL AMPLIFIER HAVING  
FLAT SPECTRAL GAIN

NOTICE OF APPEAL FROM THE  
PRIMARY EXAMINER TO THE BOARD OF APPEALS

RECEIVED  
OCT 03 2003  
GROUP 3600

MS AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

September 30, 2003

10/01/2003 SSESHE1 00000217 09677344

01 FC:1401  
02 FC:1252

320.00 OP  
410.00 OP

Sir:

Applicants hereby appeal to the Board of Appeals from the decision dated April 30, 2003 of the Primary Examiner finally rejecting claims 1-5, 7-21, 23 and 24.

☐ This document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.

The applicant(s) hereby petition(s) for an extension of two (2) month(s) pursuant to 37 C.F.R. §§ 1.17 and 1.136(a).

The fee has been calculated as shown below:

☒ NO extensions of time have been previously obtained for responding to the Final Rejection. Thus a fee of \$410.00 is required for the full period of the above-requested extension of time.

☐ An extension of \_\_\_\_\_ ( ) month(s) for responding to the Final Rejection was previously requested and paid for on \_\_\_\_\_. Thus a fee of \$0.00 is required to obtain an additional \_\_\_\_\_ ( ) month(s) for filing the Notice of

Appeal.

☐ Applicant claims small entity status. See 37 C.F.R. § 1.27.

The Government fee for filing a Notice of Appeal to the Board of Appeals is calculated as follows:

☒ Large entity - \$320.00

☐ Small Entity - \$160.00

Therefore, the TOTAL FEE due for the filing of this Notice of Appeal is \$730.00.

Payment of the above TOTAL FEE is being made in the following manner:

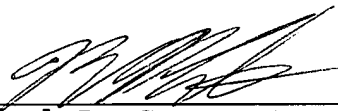
☒ Check(s) in the amount of \$730.00 is enclosed.

☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this sheet is attached.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By   
Michael R. Cammarata, #39,491

MRC/kpc  
4450-0370P

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(Rev. 04/30/03)